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*Attorneys for Plaintiff Petter Investments, Inc. d/b/a RIVEER*

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF UTAH**

**PETTER INVESTMENTS, INC.** d/b/a  
**RIVEER**, a Michigan corporation,

Plaintiff,

vs.

**HYDRO ENGINEERING, INC.**, a Utah  
corporation, and **CALIFORNIA**  
**CLEANING SYSTEMS**, a California  
company,

Defendants.

**DECLARATION OF STEPHEN M. LOBBIN  
IN OPPOSITION TO DEFENDANTS'  
MOTIONS FOR CLAIM CONSTRUCTION  
AND FOR SUMMARY JUDGMENT**

**(Dkt. 176, 179, 181, and 184)**

Civil Case No. 2:14-CV-00045

Honorable District Judge Dee Benson

**AND RELATED COUNTERCLAIMS**

I, Stephen M. Lobbin, declare and state as follows:

1. I am counsel of record for Plaintiff Petter Investments, Inc. d/b/a RIVEER (“Riveer”) in this action. I have personal knowledge of the facts stated herein, and if called to testify as a witness, I could and would testify competently thereto.

2. Attached hereto as Exhibit 1 is a true and correct copy of Deposition Exhibit 22 in this action (with relevant portions highlighted), which is a drawing and excerpt from a prior deposition of Hydro’s Kerry Smith.

3. Attached hereto as Exhibit 2 is a and correct copy of an excerpt from the Deposition of Alan McCormick (with relevant portions highlighted) taken in this action on April 24, 2014.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and if called to testify, I could and would competently do so.

Executed on this 5<sup>th</sup> day of January, 2015, at San Diego, California.

/s/ Stephen M. Lobbin

**CERTIFICATE OF SERVICE**

I hereby certify that I caused the foregoing document—**DECLARATION OF  
STEPHEN M. LOBBIN IN OPPOSITION TO DEFENDANTS’ MOTIONS FOR CLAIM  
CONSTRUCTION AND FOR SUMMARY JUDGMENT**—to be filed via the Court’s  
CM/ECF system and thereby served on the parties as follows:

Brett L. Foster  
Mark A. Miller  
Christopher B. Hadley  
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Salt Lake City, Utah 84101

Dated: January 5, 2015

/s/ Stephen M. Lobbin